

DECLARATION, POWER OF ATTORNEY, AND PETITION

As below named inventors, we hereby declare that: our residences, post office addresses and citizenships are as stated below next to our names; that we verily believe we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled "TREATMENT OF UROLOGICAL AND GASTRIC FLUID REFLUX DISORDERS BY INJECTION OF MICRO PARTICLES", the specification of which is attached hereto.

We hereby state that we have reviewed and understand the contents of the attached specification including the claims, as amended by any amendment specifically referred to in the Oath or Declaration.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

5 We hereby appoint HAUGEN AND NIKOLAI, P.A., a professional association, consisting of the following attorneys/agents and the following attorneys/agents individually: Orrin M. Haugen, Registration No. 17972, Thomas J. Nikolai, Registration No. 19283, Charles G. Mersereau, Registration No. 26205, Frederick W. Niebuhr, Registration No. 27717, and Robert C. Klinger, Registration No. 34365, of 820 International Centre, 900 Second Avenue South, Minneapolis, Minnesota 55402-3325; Telephone No. (612) 339-7461, our attorneys/agents with full power of substitution and revocation to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Please direct all phone calls and correspondence to: C. G. Mersereau, Esq. at HAUGEN AND NIKOLAI, P.A., 820 International Centre, 900 Second Avenue South, Minneapolis, Minnesota 55402-3325.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under

Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

(1) Robert A. Ersek 1-00
Date 3 April 1992

Residence:
Austin, Texas 78746 TX

Citizenship:
United States of America

Post Office Address:
62 Pascal
Austin, Texas 78746

(2) Arthur A. Beisang 2-00
Date April 2, 1992

Residence:
Arden Hills, Minnesota 55112

Citizenship: MN
United States of America

Post Office Address:
1300 Ingerson Road
Arden Hills, Minnesota 55112

(3) Arthur A. Beisang III 3-00
Date: April 6, 1992

Residence:
Shoreview, Minnesota 55126

Citizenship: MN
United States of America

Post Office Address:
5883 Carlson Street
Shoreview, Minnesota 55126



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re App : Robert A. Ersek et al

Attorney's Docket No. 910759.ORI

For : TREATMENT OF UROLOGICAL
AND GASTRIC FLUID REFLUX
DISORDERS BY INJECTION
OF MICRO PARTICLES

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9(f) and 1.27(c)) - SMALL BUSINESS CONCERN

I hereby declare that I am an official of the small business concern empowered to act on behalf of the concern identified below:

Uroplasty, Inc.
A Corporation of Minnesota
1385 Centennial Drive
St. Paul, Minnesota 55113
A Small Business Concern.

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention entitled "TREATMENT OF UROLOGICAL AND GASTRIC FLUID REFLUX DISORDERS BY INJECTION OF MICRO PARTICLES" by inventor(s), ROBERT A. ERSEK, ARTHUR A. BEISANG, II, and ARTHUR A. BEISANG, III, described in the specification filed herewith.

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this Verified Statement is directed.

UROPLASTY, INC.

Dated: April 2, 1992

By: *Arthur G. Bay*

Its: C.E.O.
1385 Centennial Drive
St. Paul, Minnesota 55113



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VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9(f) and 1.27(b)) - INDEPENDENT INVENTOR

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the above-entitled invention described in the specification filed herewith.


Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

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willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this Verified Statement is directed.



Robert A. Ersek
62 Pascal
Austin, Texas 78746

Dated: 3 April 1992.



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willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this Verified Statement is directed.


Arthur A. Beisang
1300 Ingerson Road
Arden Hills, Minnesota 55112

Dated: April 2, 1992.



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willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this Verified Statement is directed.


Arthur A. Beisang, III, M.D.
5883 Carlson Street
Shoreview, Minnesota 55126

Dated: April 6, 1992.